



APR 30 2002

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In re Application of :
Vincenzo VASSAROTTI (deceased) :
Application No.: 09/913,781 :
PCT No.: PCT/EP00/00976 :
Int. Filing Date: 08 February 2000 :
Priority Date: 15 February 1999 :
Attorney Docket No.: 3568.069 :
For: DEVICE FOR CONCENTRATING AND :
PURIFYING MACROMOLECULES :

DECISION ON
PAPERS FILED
UNDER 37 CFR 1.42

This is a decision on the papers filed 16 January 2002.

On 08 February 2000, applicant filed international application PCT/EP00/00976, which claimed priority of an earlier Swedish application filed 15 February 1999. A copy of the international application was received by the United States Patent and Trademark Office from the International Bureau on 24 August 2000. A Demand for international preliminary examination, in which the United States was elected, was filed on 06 September 2000. Accordingly, the thirty month period for paying the basic national fee in the United States expired at midnight on 15 August 2001. Applicant paid the basic national fee of \$860.00 on 14 August 2001.

In order to satisfy the requirement of 35 U.S.C. 371(c) and 37 CFR 1.495 that an oath or declaration of the inventor be submitted, applicant submitted the following papers on 16 January 2002:

1. a declaration under 37 CFR 1.497 signed by Salvatore Aversano as executor of the estate of deceased inventor Vincenzo VASSAROTTI.
2. a certified copy of the original Certificate of Appointment of Executor issued by

the District Court of Gilly and translation thereof reflecting that Salvatore Aversano is the appointed executor of the estate of deceased inventor Vincenzo VASSAROTTI.

A review of the application file reveals that a translation of the international application has not been submitted. The substitute specification filed 14 August 2001 is not a true and accurate translation of the application as filed. Here are a few examples:

- The title is incomplete.
- The first paragraph of the international application has been deleted. The following paragraphs have been rewritten.
- The description of Figure 15 is not a true translation of the original description of Figure 15 as published.
- No translation of the list of special features represented in the drawings has been provided.
- Claim 1 has been amended to add sub-paragraphs (a), (b), etc, and claims 8-9 have been added.

CONCLUSION

The above application and papers have been reviewed and found to be in compliance with 37 CFR 1.42.

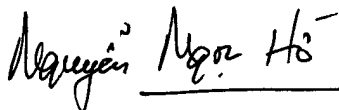
The papers filed under 37 CFR 1.42 are ACCEPTED.

The application is being returned to the United States Designated/Elected Office for further processing, including the issuance of a Notification of Missing Requirements (Form PCT/DO/EO/905) to inform applicant that a true and accurate translation of the application as filed along with the \$130.00 surcharge fee for submitting the translation after 30 months from the priority date must be submitted in order to avoid abandonment of the application as to the national stage in the United States. The declaration is acceptable under 37 CFR 1.497.



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